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WAL-MART REAL ESTATE BUSINESS TRUST
7

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

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11 SAVE MART SUPERMARKETS, d/b/a FOOD)
MAXX, a California Corporation,)

12 Plaintiffs,)

13 vs.)

14
15 WAL-MART REAL ESTATE BUSINESS)
TRUST, a Delaware Statutory Trust,)

16 Defendant.)
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Case No. 08-03-3885

NOTICE TO UNITED STATES DISTRICT
COURT THAT NOTICE OF REMOVAL OF
ACTION HAS BEEN FILED IN STATE
COURT

Complaint filed: July 15, 2008

NOTICE TO UNITED STATES DISTRICT COURT THAT
NOTICE OF REMOVAL OF ACTION HAS BEEN FILED IN STATE COURT

TO THE UNITED STATES DISTRICT COURT AND TO PLAINTIFF:

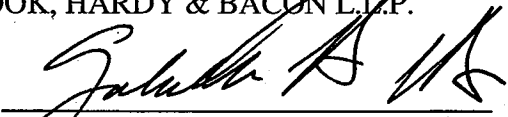
PLEASE TAKE NOTICE that on August 14, 2008, Defendant WAL-MART REAL ESTATE BUSINESS TRUST filed a Notice in the Superior Court of the State of California for the County of Sonoma, informing the Superior Court that Defendant has removed this action from Sonoma Superior Court to the United States District Court for the Northern District of California.

DATED: August 14, 2008

Respectfully submitted,

SHOOK, HARDY & BACON L.L.P.

By:


ALICIA J. DONAHUE
GABRIELLE HANDLER MARKS

Attorneys for Defendant
WAL-MART REAL ESTATE BUSINESS
TRUST